

RECEIVED
CENTRAL FAX CENTER

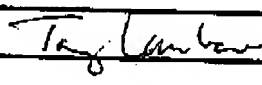
OCT 22 2007


PTO/SB/21 (09-04)

Approved for use through 07/31/2009. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/762,304	
	Filing Date	01-23-2004	
	First Named Inventor	Cassy Moroschan	
	Art Unit	3673	
	Examiner Name	Lagman, Frederick	
Total Number of Pages in This Submission	10	Attorney Docket Number	350-3US

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Attached is a response to non-compliant amendment.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	CUSTOMER NUMBER 020212	
Signature		
Printed name	ANTHONY R. LAMBERT	
Date	October 21, 2007	Reg. No. 32,813

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	ANTHONY R. LAMBERT, REG. NO. 32,813, CUST. NO. 020212	Date October 21, 2007

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

RECEIVED
CENTRAL FAX CENTER

OCT 22 2007

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patents
Alexandria, Virginia
U.S.A.

USSN : 10/762,304
Title : Foam Pile System
Inventor : Casey Moroschan
Filing date : January 23, 2004

This paper is filed in response to the notice of non-compliant amendment dated October 10, 2007.

Applicant submits that the amendment is compliant. The notice of non-compliant specifies that claim 8 is missing. However, claim 8 was not in the application as filed, and its omission was not noted by the examiner nor by the applicant in filing the response. Hence, the amendment is complete. However, in order to expedite matters, the applicant has voluntarily amended the claims and the written argument in the response to the official action of May 3, 2007, to re-number the claims. Since the previous response was compliant, the amendment previously filed should be entered, and the following amendment is written as if those amendments were entered.

Therefore, further in response to the official action dated May 3, 2007, please amend the above identified application as follows:

Amendments to the claims are contained in the listing of claims which begins on page 2 of this paper.

Remarks/arguments begin on page 6 of this paper.